

DOCKET NO: 286173US6PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
NOZOMU OKUZAWA : EXAMINER: BROMELL, A. Y.
SERIAL NO: 10/568,968 :
FILED: FEBRUARY 22, 2006 : GROUP ART UNIT: 2167
FOR: INFORMATION TRANSMITTING :
APPARATUS TERMINAL APPARATUS
AND METHOD THEREOF

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction Requirement dated January 22, 2010, Applicant elects with traverse Group I, Claims 1, 11-15, 21-25, 31, and 32, drawn to a method, apparatus, and medium for information transmission and retrieval, using a search key to retrieve information, classified in class 707, subclass 707, for further examination on the merits. Applicant makes this election based on the understanding that Applicant is not prejudiced against filing one or more divisional applications that cover the non-elected claims.

Applicant respectfully traverses the Restriction Requirement for the following reasons.

Regarding one prerequisite for a proper restriction requirement, a serious burden on the Examiner in examining all the claims, MPEP § 803 states:

If the search and examination of an entire application can be made **without serious burden**, the Examiner **must examine it on the merits**, even though it includes claims to distinct or independent inventions.